

APPLICANT(S): SKALA, Michael et al.  
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#### REMARKS

The present response is intended to be fully responsive to all points of objection and/or rejection raised by the Examiner and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application is respectfully requested. Applicants assert that the present invention is new, non-obvious and useful. Prompt consideration and allowance of the claims is respectfully requested.

#### Status of Claims

Claims 1-38 are pending in the application. Claims 1-38 have been rejected. Claims 1 and 2 have been amended. Claims 3, 7 and 11-38 have been canceled without prejudice or disclaimer. In making this cancellation without prejudice, Applicants reserve all rights in these claims to file divisional and/or continuation patent applications. The amendments to the claims add no new matter.

#### CLAIM OBJECTIONS

In the Office Action, the Examiner objected to claims 20-23 on the basis of informalities. Claims 20-23 have been cancelled. The Examiner's objections to claims 20-23 are therefore moot.

#### DOUBLE PATENTING

In the Office Action, the Examiner advised Applicants that should claim 24 be found allowable, claim 34 will be objected to under 37 CFR 1.75 as being a duplicate thereof. In the Office Action, the Examiner advised Applicants that should claim 29 be found allowable, claim 36 will be objected to under 37 CFR 1.75 as being a duplicate thereof. All of claims 24, 29, 34 and 36 have been cancelled. The Examiner's advisory notes regarding claims 24, 29, 34 and 36 are therefore moot.

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### **CLAIM REJECTIONS**

#### **35 U.S.C. § 112 Rejections**

In the Office Action, the Examiner rejected claims 2 and 3 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention.

Claim 2 has been amended to overcome the antecedent basis deficiencies noted by the Examiner. It is respectfully asserted that the foregoing amendment merely addresses matters of form, does not change the literal scope of the claim and is not subject to the complete bar against the use of the Doctrine of Equivalents as outlined in *Festo Corporation v. Shoketsu Kinzoku Kogyo Kabushiki Co., Ltd.*

Applicants respectfully assert that this amendment renders claim 2 proper under 35 USC § 112 and request that the rejection be withdrawn.

Applicants have cancelled claim 3. The Examiner's rejection of claim 3 is therefore moot.

#### **35 U.S.C. § 103 Rejections**

In the Office Action, the Examiner rejected claims 1-6, 8, 9, 11-15, 17, 18 and 20-23 under 35 U.S.C. § 103(a), as being unpatentable over US Pat. No. 5,604,531 to Iddan et al. ("Iddan") in view of US Pat. No. 5,519,828 to Rayner ("Rayner").

Applicants respectfully traverse the rejection of claims 1-6, 8, 9, 11-15, 17, 18 and 20-23 under 35 U.S.C. § 103(a), as being unpatentable over Iddan in view of Rayner.

Independent claim 1 as amended includes "accepting a pause signal to halt a movement of said images" and "accepting a directional signal from a wheel after said movement of said images has halted". Applicants assert that neither Iddan nor Rayner teach or suggest, and the Examiner does not assert that Iddan or Rayner teach or suggest "accepting a pause signal to halt a movement of said images" and "accepting a directional signal from a wheel after said movement of said images has halted". It would not be obvious, and the Examiner does not suggest that it would be obvious, to infer or suggest these elements from Iddan or Rayner.

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An obviousness rejection requires a teaching or a suggestion by the relied upon prior art of all the elements of a claim (M.P.E.P. §2142). Since the Examiner does not suggest that Iddan or Rayner, alone or in combination, teach or suggest all the elements of independent claim 1 as amended, the Examiner fails to establish a prima facie showing that the Iddan or Rayner, alone or in combination, teach or suggest every feature of independent claim 1, as amended.

As described above, independent claim 1, as amended is allowable. Claims 2, 4-6, 8 and 9 depend directly or indirectly from independent claim 1 and include all of the elements thereof. Therefore, Applicants respectfully assert that claims 2, 4-6, 8 and 9 are likewise allowable.

Claims 3, 11-15, 17, 18 and 20-23 have been cancelled. The Examiner's rejection of these claims is therefore moot.

Applicants request the rejection of claims 1, 2, 4, 5, 6, 8 and 9 under 35 U.S.C. § 103(a), as being unpatentable over Iddan in view of Rayner be withdrawn.

In the Office Action, the Examiner rejected claims 7, 16 and 38 under 35 U.S.C. § 103(a), as being unpatentable over Iddan and Rayner, and further in view of US Pat. No. 6,865,718 to Levi Montalcini ("Levi Montalcini"). Applicants have cancelled claims 7, 16 and 38. The Examiner's rejections to claims 7, 16 and 38 is therefore moot.

In the Office Action, the Examiner rejected claims 10 and 19 under 35 U.S.C. § 103(a), as being unpatentable over Iddan and Rayner in view of US Pat. No. 6,240,312 to Alfano et al. ("Alfano"). Amended independent claim 1 from which claim 10 depends includes "accepting a pause signal to halt a movement of said images" and "accepting a directional signal from a wheel after said movement of said images has halted". Applicants assert that none of Iddan Rayner or Alfano teach or suggest, and the Examiner does not assert that Iddan, Rayner or Alfano teach or suggest "accepting a pause signal to halt a movement of said images" and "accepting a directional signal from a wheel after said movement of said images has halted". Applicants dependent claim 10 includes all of the elements of independent claim 1. Applicants therefore assert that claim 10 is allowable.

Claim 19 has been cancelled.

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Applicants request that the Examiner withdraw the rejection of claims 10 and 19.

In the Office Action, the Examiner rejected claims 24-27, 29-32 and 34-37 under 35 U.S.C. § 103(a), as being unpatentable over Iddan and Rayner, and further in view of US Pat. No. 4,841,291 to Swix et al. ("Swix"). Applicants have cancelled claims 24-27, 29-32 and 34-37. The Examiner's rejection of claims 24-27, 29-32 and 34-37 is therefore moot.

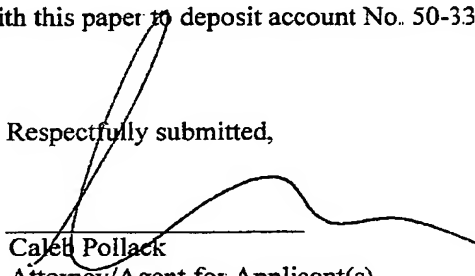
In the Office Action, the Examiner rejected claims 28 and 33 under 35 U.S.C. § 103(a), as being unpatentable over Iddan and Rayner and Swix and further in view of Alfano. Applicants have cancelled claims 28 and 33. The Examiner's rejection of claims 28 and 33 is therefore moot.

In view of the foregoing amendments and remarks, the pending claims are deemed to be allowable. Their favorable reconsideration and allowance is respectfully requested.

Should the Examiner have any question or comment as to the form, content or entry of this Amendment, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Please charge any fees associated with this paper to deposit account No. 50-3355.

Respectfully submitted,

  
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Dated: November 21, 2005

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